

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
NORTHEASTERN DIVISION

J. L. BUTLER, JR., )  
Petitioner, )  
v. ) CIVIL ACTION NO. 03-BE-0851-NE  
SHERIFF BLAKE DORNING and )  
THE ATTORNEY GENERAL OF )  
THE STATE OF ALABAMA, )  
Respondents. )

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U.S. DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
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ENTERED  
AUG 17 2004

**MEMORANDUM OF OPINION**

The court has considered the entire file in this action together with the Magistrate Judge's Report and Recommendation and has reached an independent conclusion that the Magistrate Judge's Report and Recommendation is due to be adopted and approved. The court hereby adopts and approves the findings and recommendation of the magistrate judge as the findings and conclusions of the court. In accord with the recommendation, this petition for writ of habeas corpus is due to be denied and dismissed with prejudice. An appropriate order will be entered.

DONE, this 16th day of August, 2004.

  
KARON O. BOWDRE  
UNITED STATES DISTRICT JUDGE